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PATENT
Serial No. 09/363,001

22

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Steven J. Moore et al.
Serial No.: 09/363,001
Filed: July 28, 1999
Group No.: 2153
Examiner: Moustafa M. Meky
For: NETWORK PERFORMANCE MONITORING

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Technology Center 2100

Honorable Assistant Commissioner
for Patents
Washington, D.C. 20231

Dear Sir:

I hereby certify that this
correspondence is being
deposited with the United
States Postal Service as first
class mail in an envelope
addressed to: Assistant
Commissioner for Patents,
Washington, D.C. 20231.

D. Lardner
Name

4-29-02

Date of Signature

RESPONSE TO ELECTION/RESTRICTION REQUIREMENT

In response to the Official Action mailed December 28, 2001, Applicants elect Group I; Claims 29-32, 35-38, 43-46 for prosecution on the merits without traverse.

If the Examiner feels that a telephone conference or an interview would advance prosecution of this Application in any manner, the undersigned attorney for Applicants stands ready to conduct such a conference at the convenience of the Examiner.

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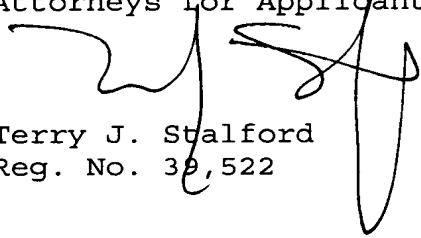
PATENT
Serial No. 09/363,001

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The Commissioner is hereby authorized to charge any fees due or credit any overpayments to Deposit Account No. 02-0384 of Baker Botts L.L.P.

Respectfully submitted,

BAKER BOTTS L.L.P.
Attorneys for Applicants.


Terry J. Stalford
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Date: 4/29/02

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